

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION

RONALD HODGES,)
Plaintiff,)
v.)
MICHAEL J. ASTRUE,)
COMMISSIONER OF SOCIAL SECURITY,)
Defendant.)
No. 4:07CV1036 TIA

MEMORANDUM AND ORDER

This matter is before the Court on Plaintiff's Application for Award of Attorneys' Fees Pursuant to the Equal Access to Justice Act ("EAJA"), 28 U.S.C. § 2412. The parties consented to the jurisdiction of undersigned pursuant to 28 U.S.C. § 636(c).

On September 24, 2008, the undersigned remanded Plaintiff's case to the Commissioner for further proceedings. Plaintiff now seeks attorneys' fees in the amount of \$1,890.97, which represents 11.45 hours of attorney work at the rate of \$165.15 per hour. In EAJA actions, the district court has the authority to award reasonable and necessary expenses associated with adjudicating a claim for social security benefits. *Kelly v. Bowen*, 862 F.2d 1333, 1335 (8th Cir. 1988).

In the instant case, Defendant has filed a response stating that he has no objection to Plaintiff's request for an award of attorney's fees in the amount of \$1,890.97. The undersigned thus finds that Plaintiff's attorney is entitled to attorney's fees for the requested amount. Ratliff v. Astrue, 540 F.3d 800, 802 (8th Cir. 2008). An appropriate Judgment will accompany this Memorandum and Order.

Accordingly,

IT IS HEREBY ORDERED that Plaintiff's Application for Award of Attorneys' Fees

Pursuant to the Equal Access to Justice Act [Doc. #18] is **GRANTED**.

/s/ Terry I. Adelman
UNITED STATES MAGISTRATE JUDGE

Dated this 3rd day of November, 2008.

